

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

June 21, 2007

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

Each of the following:

B190904 People v. Chheang
B192789 People v. Ordeonez
B187584 People v. Saint Seans
B193451 Blue, III v. Harris
B191868 People v. Delgado
B196327 People v. Butler
B186916 People v. Wright
B192805 People v. O'Dell
B192202 People v. Castro
B195661 In re: Amber K.
B194326 People v. Esparza
B191335 People v. Flores

Argument waived, cause submitted.

B190231 People
 v.
 Caver

Merits:

Argued by David C. Read for appellant and by Robert S. Henry, Deputy
Attorney General for respondent. Cause submitted.

DIVISION TWO (continued)

B190134 People
 v.
 Rademaker

Merits:

Argued by Tracy Dressner for appellant and by Allison H. Chung, Deputy Attorney General for respondent. Cause submitted.

B194373 Perryman, et al.
 v.
 County of Los Angeles

Merits:

Argued by Richard Copeland for appellants and by Carolyn Oill for respondent. Cause submitted.

B190690 Gould-Saltman Law Offices, LLP et al.
 v.
 Budilo, et al.

Merits:

Argued by Steve R. Belilove for appellants and by Wahid E. Guirguis for respondents. Cause submitted.

B192278 Epstein, et al.
 v.
 BDO Seidman, LLP

Merits:

Argued by David F. Berry for appellants and by William P. Donovan for respondent. Cause submitted.

DIVISION TWO (continued)

B189688 County of Los Angeles

v.

Bell

Merits:

Argued by Martin Stein for appellant and by Philip Cohen for respondent.
Cause submitted.

B194309 Mani Brothers Real Estate Group, et al.

v.

City of Los Angeles, et al.

Merits:

Argued by Thomas F. Winfield for appellants and by Siegmund Shyu for respondent City of Angeles; Miguel Dager for respondent Community Redevelopment Agency of City of Los Angeles; and Amy Nefouse for respondent IDS Equities. Cause submitted.

Court recessed.

Court reconvened at 1:00 p.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

B195015 Los Angeles County, D.C.S.

v.

Alyssa M.

Merits:

Argued by Kate M. Chandler for appellant and by William D. Thetford,
Deputy County Counsel for respondent. Cause submitted.

DIVISION TWO(continued)

B187662 James K. Warner
 v.
 James Bussard

Merits:

Argued by Elaine B. Fischel for appellant and by Bess Blank for respondent. Cause submitted.

B187542 People
 v.
 Gallegos and Cepeda

Merits:

Argued by Verna Wefald for appellant Cepeda; by Neil J. Rosenbaum for appellant Gallegos and by Stephanie A. Miyoshi, Deputy Attorney General for respondent. Cause submitted.

B187869 Prudential Ins. Co. of America, et al.
 v.
 Petrulis

Merits:

Argued by J. Daniel Sharp for appellants and by Richard Pech for respondent. Cause submitted.

Court adjourned

DIVISION THREE

B181989 Fassberg Construction Company
 v.
 Housing Authority of the City of Los Angeles

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION THREE (continued)

B187666 LT-WR, L.L.C.,
 v.
 California Coastal Commission, et al.

Filed order modifying opinion. (No change in the judgment)

B191272 Delgado
 v.
 Interinsurance Exchange of the Automobile Club of Southern California

Filed order granting petition for rehearing.

DIVISION FOUR

B189886 Berumen (Certified for Publication)
 v.
 County of Los Angeles, Department of Health Services

The judgment is affirmed.

Willhite, Acting P.J.

We concur: Manella, J.
 Suzukawa, J.

B194710 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Volare P.

The order is affirmed.

Willhite, J.

We concur: Epstein, P.J.
 Manella, J.

DIVISION FOUR (continued)

B190330 Trujillo (Not for Publication)

V.

Huerta et al.

The judgment (order of dismissal) is affirmed. Respondents shall recover costs on appeal.

Suzukawa, J.

We concur: Willhite, Acting P.J.
Manella, J.

B193993 People (Not for Publication)

V.

Snidow

The judgment is modified by: 1) striking the \$800 restitution fine, leaving in force the \$200 restitution fine originally imposed pursuant to Penal Code section 1202.4, subdivision (b); 2) striking the \$800 parole revocation fine, and imposing and staying a \$200 parole revocation fine pursuant to Code section 1202.45; and 3) awarding appellant 241 days of custody credit plus 120 days conduct credit for a total of 361 days instead of the 313 days previously awarded. In all other respects, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment in accordance with this disposition and deliver it to the Department of Corrections.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

DIVISION FOUR (continued)

B195811 Los Angeles County, D.C.S. (Not for Publication)
v.
Marisela S.

The order terminating parental rights is affirmed.

Manella, J.

We concur: Epstein, P.J.
 Suzukawa, J.

B188724 People (Not for Publication)
v.
Lee

The judgment is affirmed.

Manella, J.

We concur: Epstein, P.J.
 Suzukawa, J.

B189938 People (Not for Publication)
v.
fluker

The judgment is affirmed.

Manella, J.

We concur: Willhite, Acting P.J.
 Suzukawa, J.

DIVISION FIVE

[illegible]

The restitution fine imposed pursuant to section 1202.4., subdivision (b), is reduced to \$200. The parole revocation fine imposed pursuant to section 1202.45 is reduced to \$400. The trial court is to insure that a corrected abstract of judgment is delivered in a timely fashion to the Department of Corrections and Rehabilitation. In all other respects, the judgment is affirmed.

Kriegler, J.

We concur: Armstrong, Acting P.J.
Mosk, J.

[illegible]

The cause is remanded to the juvenile court to clarify the discrepancy between the curfew as set forth in the reporter's transcript and the clerk's minutes. In all other respects, the judgment is affirmed.

Kriegler, J.

We concur: Armstrong, Acting P.J.
Mosk, J.

DIVISION FIVE (continued)

B191198 People (Not for Publication)
v.
Victor Espinoza

The judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

B192639 Nygard, Inc., (Not for Publication)
v.
Kustannusosakeyhtio Iltalehti et al.

The order denying the Code of Civil Procedure section 425.16 special motion to strike filed by defendants, Kustannusosakeyhtio Iltalehti and Kirpi Uimonen, is reversed. On remand, the trial court is to enter an order granting defendants' motion and striking the complaint filed by plaintiffs, Nygard, Inc., Nygard International Partnership and Peter Nygard. Additionally, defendants are to recover their attorney's fees and costs incurred in the trial court in connection with the special motion to strike prior to filing the notice on appeal, on appeal, and in the trial court after remittitur issuance.

Turner, P.J.

I concur: Kriegler, J.
I dissent: Mosk, J. (Opinion)

DIVISION SIX

B192529 Brandl (Not for Publication)

v.
Mall
Estate of Brandl

The probate court's orders are affirmed. Respondent shall recover his costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

B189970 Patton (Not for Publication)

v.
Sherwood

The judgment (order overruling appellant's objections to the trustee accountings) is reversed. Appellant is awarded costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

B189955 People (Certified for Publication)

v.
Yim

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
 Perren, J.

June 21, 2007 (Continued)

DIVISION SIX (continued)

B191356 People (Not for Publication)
v.
Smith

The judgment (order denying petition for writ of error coram nobis) is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

B184403 Gonzalez et al., (Not for Publication)
v.
Stone et al.,

The judgment is affirmed. Costs are awarded to the Gonzalezes.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

DIVISION EIGHT

B187098 People
v.
Trigueros

Filed order denying petition for rehearing.